

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
COLUMBIA DIVISION**

KAREN MCNEIL, *et al.*,

Plaintiffs,

v.

COMMUNITY PROBATION SERVICES,  
LLC; *et al.*,

Defendants.

Case No. 1:18-cv-00033

Judge Campbell/Magistrate Judge Frensley

JURY DEMAND

**PLAINTIFFS AND COUNTY DEFENDANTS' JOINT MOTION  
FOR PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENT**

Plaintiffs Karen McNeil, Lesley Johnson, Indya Hilfort, Lucinda Brandon, the Estate of Tanya Mitchell, and Victor Gray (collectively, "Named Plaintiffs"), along with Defendants Giles County and Giles County Sheriff Kyle Helton in his official capacity (collectively, "County Defendants"), respectfully submit this Joint Motion for Preliminary Approval of a Class Action Settlement and Consent Decree between Named Plaintiffs and County Defendants. PSI Defendants and CPS Defendants are not party to the Settlement Agreement or Consent Decree and do not join in this motion.

In sum, the Settlement Agreement and Consent Decree will finally resolve all claims against all Defendants in this case,<sup>1</sup> end private probation in Giles County, and result in the payment of \$2 million in damages to Class Members and Named Plaintiffs and attorneys' fees. As

---

<sup>1</sup> As part of the Settlement Agreement with County Defendants, Named Plaintiffs have agreed to dismiss with prejudice their claims against the PSI Defendants and CPS Defendants if the Court approves the Settlement Agreement and Consent Decree.

discussed more fully in the Memorandum in Support, this settlement should be approved because it is “fair, reasonable and adequate.” Fed. R. Civ. P. 23(e)(1)-(2). Named Plaintiffs and County Defendants respectfully ask the Court to preliminary certify the class, grant preliminary approval to initiate the claims process, and set a final in-person Fairness Hearing.

Dated: June 30, 2021

/s/ Elizabeth Rossi

Elizabeth Rossi (*pro hac vice*)  
Laura Gaztambide Arandes (*pro hac vice*)  
Eric Halperin (*pro hac vice*)  
Alexandria Twinem (*pro hac vice*)  
Sumayya Saleh (*pro hac vice*)  
CIVIL RIGHTS CORPS  
1601 Connecticut Ave. NW, Suite 800  
Washington, DC 20009  
(202) 844-4975  
elizabeth@civilrightscorps.org  
laura@civilrightscorps.org  
eric@civilrightscorps.org  
alexandria@civilrightscorps.org  
sumayya@civilrightscorps.org

David W. Garrison, BPR 24968  
Scott P. Tift, BPR 27592  
BARRETT JOHNSTON MARTIN &  
GARRISON, LLC  
Philips Plaza  
414 Union St., Suite 900  
Nashville, TN 37219  
(615) 244-2202  
dgarrison@barrettjohnston.com  
stift@barrettjohnston.com

*Attorneys for Plaintiffs*

/s/ Cassandra M. Crane

Cassandra M. Crane  
Robyn Beale Williams  
Farrar & Bates  
211 Seventh Avenue, North  
Suite 500

Respectfully Submitted,

Matthew J. Piers (*pro hac vice*)  
Chirag G. Badlani (*pro hac vice*)  
Kate E. Schwartz (*pro hac vice*)  
HUGHES, SOCOL, PIERS, RESNICK &  
DYM, LTD.  
70 W. Madison St., Suite 4000  
Chicago, IL 60602  
(312) 580-0100  
mpiers@hsplegal.com  
cbadlani@hsplegal.com  
kschwartz@hsplegal.com

Kyle Mothershead, BPR 22953  
The Law Office of Kyle Mothershead  
414 Union St., Suite 900  
Nashville, TN 37219  
(615) 982-8002  
kyle@mothersheadlaw.com

Nashville, TN 37219  
(615) 254-3060  
casey.crane@farrar-bates.com  
robyn.williams@farrar-bates.com

Lucy D. Henson  
Lucy D. Henson, PLLC  
118 South Second St.  
P.O. Box 333  
Pulaski, TN 38478  
(931) 424-8713  
henson@midsouthlaw.com

*Counsel for County Defendants*

**CERTIFICATE OF SERVICE**

I certify that on June 30, 2021, I electronically filed the foregoing Plaintiffs' and County Defendants' Joint Motion for Preliminary Approval of a Class Action Settlement and Consent Decree using the CM-ECF System, which caused notice to be sent to via email to the following counsel of record:

Daniel H. Rader, IV  
Andre S. Greppin  
Moore, Rader, Clift & Fitzpatrick, P.C.  
P.O. Box 3347  
Cookeville, TN 38502  
(931) 526-3311  
danny@moorerader.com  
andre@moorerader.com

*Counsel for CPS Defendants*

Brandt M. McMillan  
Timothy N. O'Connor  
Tune, Entrekin & White, P.C.  
315 Deaderick St., Suite 1700  
Nashville, TN 37238  
(615) 244-2770  
bmcmillan@tewlawfirm.com  
toconnor@tewlawfirm.com

*Counsel for PSI Defendants*

/s/ Elizabeth Rossi